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| FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE<br>(REV. 2-2005)  |   | ATTORNEY'S DOCKET NUMBER<br><b>RLL-374US</b>                        |
| <b>TRANSMITTAL LETTER TO THE UNITED STATES<br/>DESIGNATED/ELECTED OFFICE (DO/EO/US)<br/>CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b>  |   | U.S. APPLICATION NO. (If known, see 37 CFR 1.5)<br><b>10/551567</b> |
| INTERNATIONAL APPLICATION NO.<br><b>PCT/IB2004/001003</b>  | INTERNATIONAL FILING DATE<br><b>01 April 2004</b> | PRIORITY DATE CLAIMED<br><b>01 April 2003</b>                       |
| TITLE OF INVENTION<br><b>FERMENTATION PROCESS FOR THE PREPARATION OF PRAVASTATIN</b>   |   |   |
| APPLICANT(S) FOR DO/EO/US<br><b>KUMAR et al.</b>   |   |   |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:  |   |   |
| <p>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.</p> <p>4. <input type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2))</p> <p>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</p> <p>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p>a. <input type="checkbox"/> is attached hereto.</p> <p>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))</p> <p>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</p> <p>b. <input type="checkbox"/> have been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p> <p>d. <input checked="" type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).</p> <p>11. <input type="checkbox"/> A copy of the International Preliminary Examination Report (PCT/IPEA/409).</p> <p>12. <input checked="" type="checkbox"/> A copy of the International Search Report (PCT/ISA/210).</p> |   |   |
| Items 13 to 23 below concern document(s) or information included:  |   |   |
| <p>13. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>14. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>15. <input checked="" type="checkbox"/> A <b>FIRST</b> preliminary amendment.</p> <p>16. <input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment.</p> <p>17. <input type="checkbox"/> A substitute specification.</p> <p>18. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>19. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13<sup>ter</sup>.2 and 37 CFR 1.821 - 1.825.</p> <p>20. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>21. <input type="checkbox"/> A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).</p> <p>22. <input checked="" type="checkbox"/> Express Mail Label No. <b>EV 674776725 US</b></p> <p>23. <input checked="" type="checkbox"/> Other items or information:<br/><b>Certificate of Express Mailing<br/>Return Postcard</b></p>  |   |   |

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|   |              |   |            |                          |         |
|---|--------------|---|------------|--------------------------|---------|
| U.S. APPLICATION NO (if known, see 37 CFR 1.5)  |              | INTERNATIONAL APPLICATION NO.   |            | ATTORNEY'S DOCKET NUMBER |         |
| 10/551567   |              | PCT/IB2004/001003   |            | RLL-374US                |         |
| The following fees are submitted:   |              |   |            |                          |         |
| 24. <input checked="" type="checkbox"/> Basic national fee ..... \$300  |              |   |            |                          |         |
| 25. <input checked="" type="checkbox"/> Examination fee<br>If International preliminary examination report prepared by USPTO and all claims<br>satisfy provisions of PCT Article 33(1)-(4). ..... \$100   |              |   |            |                          |         |
| All other situations. ..... \$200   |              |   |            |                          |         |
| 26. <input checked="" type="checkbox"/> Search fee .....<br>Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to<br>the USPTO as an International Searching Authority ..... \$100  |              |   |            |                          |         |
| International Search Report prepared and provided to the Office ..... \$400   |              |   |            |                          |         |
| All other situations. ..... \$500   |              |   |            |                          |         |
| <b>TOTAL OF 24, 25 and 26 =</b>   |              |   |            |                          |         |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding<br>sequence listing or computer program listing filed in an electronic medium). The fee is<br>\$250 for each additional 50 sheets of paper or fraction thereof.  |              |   |            |                          |         |
| Total Sheets  | Extra Sheets | Number of each additional 50 or<br>fraction thereof (round up to a whole) |            | RATE                     |         |
| - 100 =   | 0 /50 =      | 0   |            | x \$250.00               | \$ 0.00 |
| Surcharge of \$130.00 for furnishing the oath or declaration later than months from the<br>earliest claimed priority date (37 CFR 1.492(e)).  |              |   |            |                          |         |
| CLAIMS  | NUMBER FILED | NUMBER EXTRA  | RATE       |                          |         |
| Total claims  | 20           | - 20 = 0  | x \$50.00  | \$ 0.00                  |         |
| Independent claims  | 4            | - 3 = 1   | x \$200.00 | \$ 200.00                |         |
| MULTIPLE DEPENDENT CLAIMS (if applicable) <input type="checkbox"/> + \$360.00   |              |   |            |                          |         |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>  |              |   |            |                          |         |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are<br>reduced by 1/2.   |              |   |            |                          |         |
| <b>SUBTOTAL =</b>   |              |   |            |                          |         |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from<br>the earliest claimed priority date (37 CFR 1.492(f)).  |              |   |            |                          |         |
| <b>TOTAL NATIONAL FEE =</b>   |              |   |            |                          |         |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be<br>accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property + \$ 0.00  |              |   |            |                          |         |
| <b>TOTAL FEES ENCLOSED =</b>  |              |   |            |                          |         |
| <b>Amount to be</b> \$  |              |   |            |                          |         |
| <b>Amount to be</b> \$  |              |   |            |                          |         |
| <p>a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>50-0912</u> in the amount of <u>\$1,100.00</u> to cover the above fees.<br/>A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment<br/>to Deposit Account No. <u>50-0912</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING: Information on this form may become public. Credit card<br/>information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.</p> |              |   |            |                          |         |
| NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b))<br>must be filed and granted to restore the International Application to pending status.   |              |   |            |                          |         |
| SEND ALL CORRESPONDENCE TO:   |              |   |            |                          |         |
| Jayadeep R. Deshmukh, Esq.  |              |   |            |                          |         |
| Reg. No. 34,507   |              |   |            |                          |         |
| Customer No. 26815  |              |   |            |                          |         |
| <u>William D. Hare</u>  |              |   |            |                          |         |
| SIGNATURE   |              |   |            |                          |         |
| William D. Hare   |              |   |            |                          |         |
| NAME  |              |   |            |                          |         |
| 44,739  |              |   |            |                          |         |
| REGISTRATION NUMBER   |              |   |            |                          |         |

10/551567

RLL-374US

JC04 Rec'd PCT/PTO 30 SEP 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: KUMAR *et al.*

Application No.: PCT/IB2004/001003

Filing Date: April 1, 2004

Title: FERMENTATION PROCESS FOR THE PREPARATION OF PRAVASTATIN

**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that the following correspondence:

- Transmittal Letter to the United States Designated/Elected Office Concerning a Filing Under 35 USC 371
- Unexecuted Combined Declaration and Power of Attorney
- First Preliminary Amendment
- Copy of International Search Report
- Return Postcard

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on September 30, 2005.

Michelle Morgan

Name of Person Mailing Correspondence

*Michelle Morgan*

Signature

EV 674776725 US

"Express Mail" Mailing Label Number